

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.06 ^D~~2~~, Closed Area No. 23-A, Ebenecook Harbor, Southport, promulgated on May 7, 1987, is repealed and replaced with the following rule:

TEXT OF RULE: 95.06 D, Closed Area No. 23-A, Ebenecook Harbor and Vicinity, Southport-Boothbay Harbor.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels taken from all shores, flats and waters easterly (inshore) of a line beginning at the southwesternmost point on Pratts Island and running northerly (about 1400 yards) to the southwestern end of Hendricks Head, then following the western shore of Hendricks Head (about 300 yards), then running northerly (about 2200 yards) to the westernmost point of Little Green Island, then running northerly (about 1900 yards) to the northwesternmost point on Powderhorn Island, then running northerly (about 1100 yards) to the southernmost point of Ram Island, then running easterly (about 1700 yards) to the northernmost point of Indiantown Island, then running easterly (about 230 yards) to the southern (mainland) end of the bridge (culvert) at the southern end of Sawyer Island; AND westerly of a line drawn across Townsend Gut beginning at the southern tip of Oak Point, Boothbay Harbor, and running southerly to the end of Landing Point Road, Southport.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A Section 6204).

EFFECTIVE DATE: May 4, 1989

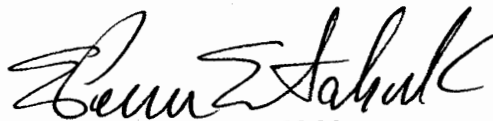
AGENCY CONTACT PERSON: Robert D. Lewis
Department of Marine Resources
State House Station 21
Augusta, ME 04333

BOOTHBAY REGISTER
May 11, 1989

STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.06 ~~1~~, Closed Area No. 23-A, Ebenecook Harbor, Southport, which was promulgated on May 7, 1987, and enacts the new regulation 95.06 D. The new regulation enlarges the area closed to include the flats and waters of Ebenecook Harbor, Green Island, Boston Island, Isle of Springs, Indiantown Island, and Northwestern Southport Island.

Department personnel have examined the newly closed area and found overboard waste discharges and biological pollution present in much of the area. For the remainder there is a lack of sufficient current information to determine that the harvest of clams, quahogs, oysters and mussels does not pose a threat to the public health. Therefore the area is closed to protect the public health.



E. PENN ESTABROOK
Deputy Commissioner



Maine Department of Marine Resources

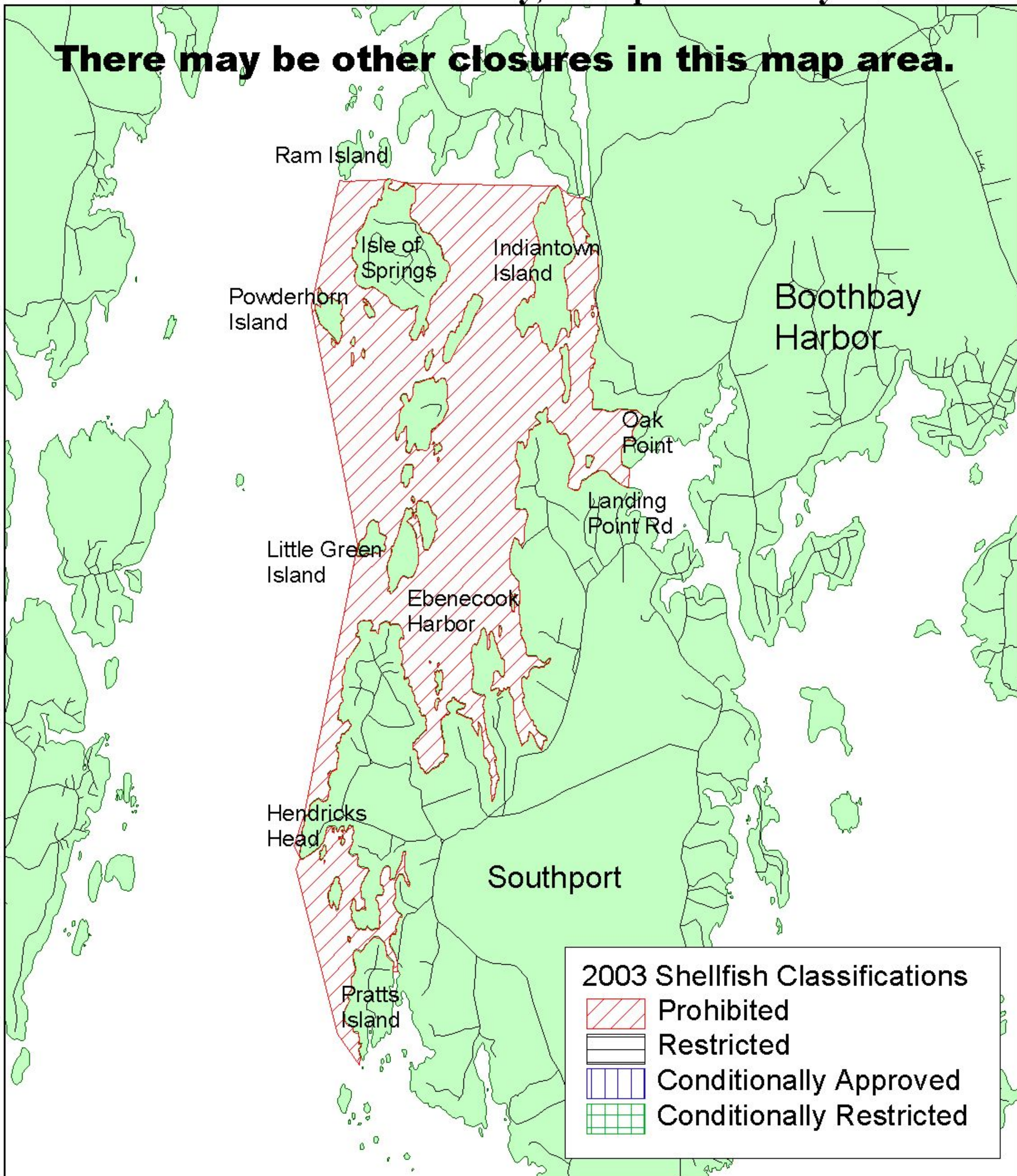
Legal Notice of Shellfish Closure Area

9/30/02



C23A Ebenecook Hbr & Vicinity, Southport-Boothbay Harbor

There may be other closures in this map area.



0.8 0 0.8 1.6 Miles